Secti. II-37—50,306—27-10-41.

Development (1943) Department.

Ms SERIES.

G.O. No. 1911

Dated 19. 8. 43

[Despatch Abstract.]

Industries - Sericulture - Electrification of Silk Filatures at Kollegal - Boiler supply point — Location - Removal of burning and burial ground in the vicinity of the factory Acquisition of S. No 883/1 Kollegal village - Permitted.

Revenue Department.

ef.C-3-No.5594/43 Dated 9-8-43.

From

R.C. [illegible] I.C.S.,
Collector of Coimbatore
P.B.34.

The Secretary to the Govt. of Madras,
Development Department, Madras.

Sir,

Land Acquisition - Kollegal Taluk- Kollegal village-S.No.883-A- For division of the milk supply point- Particulars- Furnished.

Ref:Telegram from the Govt. dated 5.8.43.

**

S.No.883-A of Kollegal Village was purchased by the Panchayat Board, Kollegal by private negotiation in 1930. Only the land revenue of the field was alienated in this Office R.Dis.2789/31, dated 25.3.41. The President, Panchayat Board, Kollegal and leaders of the Devanga community agree to the Government taking over the land and to the

ADDITIONAL CONFIDENTIAL SECRETARY TO GOVERNMENT
11 AUG 1943
DEVELOPMENT DEPARTMENT
22536
12 AUG
DEVELOPMENT DEPARTMENT

grant of another site in exchange for use as burial ground. 2

svc.10.8.

for Collector.
10.8.43

P.W.D

The manuscript is not in this dept. nor was the telegram quoted as ✕ overleaf, issued in this dept. This may be returned to Dev.

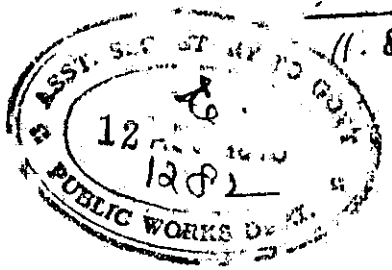
12.8.43 Dev

Dev dept. 2853/4/43-I
11.8.43

Dev. Dept.

P.W.D. no. 11/8/43

P.W.D. no. 11/8/43



PWD secn
1282 F/43-I

Dev Dept

To Addl n.s.

Submitted for perusal of the letter at pp 1-2 above. It has finally been decided by the Govt that only so much portion of the burial ground which is required for locating the bulk supply point should be acquired; it has also been decided that the Panchayat Board Kollegal should be asked to remove the burning and burial of the dead to another plot. An order wherein the Collector will be directed to complete the demarcation of the entire plot viz S. No 883 A. by the Govt in exchange for another site for the cemetery and

pp 1 to 4 A

4

burying ground.

: This letter may be added to the main file and the remarks of Revenue invited before issuing directions to the Collector as mentioned above

Dr. 12.8.43

1. portion only of the survey No. may be required
2. the rest may be taken in exchange for another piece of land to be given by Govt.

Dem no. 16194 D2/42-7

Mamlatdar. S. 12/8/43

ASST. SECRETARY 12-8-43. 2446 G. 13 AUG 1943 REVENUE DEPARTMENT

To Rs.

Rev Deptt

Please see this pp at pp 1-4 above.

Point (1) in Deptt's note above:- It is stated that it has already been decided that only the portion necessary for the supply should be acquired. No remarks are called for in this Dept.

75¹

Dr. 13-8-43. (3845)

A' on p 3 infra

Thro F. Carter esq. w/ print (2)

I.P. 7.0.

2 The Collr. has reported that the Panchayat at Koch
and leaders of the Devanga Community agree to the Govt
taking over the land and to the grant of another land
~~in lieu~~ for use as burial ground. If a land
of equal value is available at the disposal of the
Govt. to be given to the Panchayat Bd., then the
Panchayat Bd. can relinquish its present land
and it can be given to this land in exchange.
It will then be unnecessary to acquire a portion
of the land as suggested by Dev. ~~The land revenue~~
~~good~~ The land revenue on the land can be
alienated ~~if this~~ as it will be used for a cemetery.
(non remunerative purpose) The bills may be
rcd to Dev. with the above remarks.
13-8-43 & 13/8/43 B&D 26A may be held Govern
case of this kind

Dev
14-8-43

SECRETARIAT
23106
14 AUG
PUBLIC
Rev a.o. 2445/1037
14-8-43.

6

Rev. Dept

To Addl. I.S.

Please see the notes of the Rev. Dept. at pp 4-5 above and the remarks of the U.S. Rev. at bottom of p. 5 above. If the whole of S. No. 883. A. – (2.43 acres) could be taken over by the grant of another site for use as burial ground in exchange there will be no need to acquire separately the six cents. (V) of land in the name S. No. as ordered in G.O No 1813 Rev dt 12.8.43. The D.Dy.C. of the Coll., Coimbatore may perhaps be asked to examine the possibility of adopting this course before taking steps to acquire 6 cents. Subject to orders, (V) a draft memo is submitted for approval. Rev may see again. Rev & Dev agree

14.8.43 14.8.43

14/8/43

A.L. may see the Collector's letter at pp 1-2 C.f. the file

2 The Collr. has reported that the Panchayat and leaders of the Devanga Community agree to the Govt. taking over the land and to the grant of another land for use as burial ground. If a land of equal value is available at the disposal of the Govt. to be given to the Panchayat Bd., then the Panchayat Bd. can relinquish its present land and it can be given to this land in exchange. It will then be unnecessary to acquire a portion of the land as suggested by Dc. ~~The land acquired~~ The land revenue on the land can be alienated ~~if this~~ as it will be used for a cemetery. (non remunerative purpose). The file may be rets to Dev. with the above remarks.

Dev 4-8-2445/1637

14-8-42.

23106

4 AUG

13-8-42 13/8/42 B&D 26A may be held Govern case of this kind

2010607

14/8/43

If the President, Panchayat Board, Killigal ~~Kite~~ is reasonable & may be accepted. The Executive Committee thinks this plot (S.No 223-A) is a central ground do not object to the taking it as provided they are given a suitable plot elsewhere in exchange.

14/8/43

14/8/43

For - Collector.

14/8/43

To Addl. Secy

With ref. to the orders in Circular above, it is for consideration whether the draft memo to the Collector of Coimbatore already put up, will be approved.

16/8/43 16/8/43.

B

To Secy.

Please see the orders in circulation approving the proposal to grant a suitable govt land for use as burial ground in exchange for S. No 883. A. (the existing burial & burning ground) in Kollegal village which is required for the Govt Silk Reeling factory. The R.S. Rev Dept has stated that B.S.O. 26 A. may be held to govern an exchange of this kind. According to BS. O 26A, such exchange is to be limited to 25 cus- in each case and if permanent structures are to be erected on the land taken over, the land should invariably be acquired whatever the extent or the cost may be. The extent of the land in question (S. No 883 A) is 2.43 acres. Revenue may be requested to advise Govt, in the

ff 6-7 above

pp 1-2 of

p. 5 above

BSO not pl

face of the deposit instruments, in B.S.O 26A., 4 Stated above, the exchange of the whole of S. No 88-3A may be arranged for by the Collector of Coimbatore or whether acquisition proceedings should be instituted.

Subject to orders, a draft memo to the Collector of Coimbatore is submitted below. It may be sent to Rev. Dept for acceptance or for remarks.

23429

ADDITIONAL ASSISTANT SECRETARY TO GOVERNMENT
13 AUG 1943 16
DEVELOPMENT DEPARTMENT

13.8.43

Dev

3182F
ASST. SECRETARY TO GOVERNMENT
16 AUG 1943
REVENUE DEPARTMENT

8.8.43

Rev

If the extent of the land required is not more than 0.25 cents and a permanent structure is to be erected on it, S.S.O 26A cannot be used. Presumably discretion lies in favour of adopting alternative procedure. Terms most expedient in this case. The sentence in pencil brackets in the draft may be omitted.

Rev. 16.8.43

Rev. conn. 3082 F/43-1
16.8.43

10 To Addl. Wis. Dev. Dept

The proposal in this file is that a plot of land, (S No 883 A) 2.43 acres in extent in the vicinity of the Govt Silk Filature factory, Kollegal be taken over by the Govt and another plot granted in exchange. The plot in Question is now being used as a burning and burial ground and it is considered necessary in the interest of the workers of the factory to remove this to some other place. A portion of the plot 6 cents in extent, will be utilised for locating the hitherto [illegible] point for electricity from Sivasamudram and the rest used for stacking of firewood etc of the factory. The Collector of Coimbatore has reported that the party in possession of the plot is agreeable to the exchange of the land proposed. A draft notification to the Collector approving this Course is submitted. The case may be

Vide (V)

Such an arrangement will obviate the need for acquisition (P)

pp 1-2 cf.

as amended by Rev

23106 DT

∴ See A on p 9 above.

circulated for approval.

16.8.43 16.8.43 17

The draft Order as amended by Rec. may

(Mrs Jones 17/8/43. S. ~~17/8/43~~

Mr Secretary is invited to approve the acquisition of the undermentioned land.

It would seem desirable to acquire the Crucial ground & purchase the plot possible even in exchange for the Compensation amount. The principle that land on which permanent structures are erected should be acquired is sound & Rules should be adhered to in this Case

18.8.43

18/8/43

17/8/43

A.

Mr Keller Plaistow 1 SA (C. 1884) R 1884 3.

12

To Addl Secs.

With reference to orders in circulation at p 11 above, a draft order amending the order at (v) is submitted for approval

Draft 18.8.43

For my own use & the issue 19/8/43. S. 19/8/43

p 13 below [Issued as G.O. No 1911 Dev & 1943]

Financial Accounts B,

Dept. notes from p. 10 above, and the orders in circulation on p. 11 above and the G.O. on p. 13 below may be perused and the case returned to Dept.

21-8-43

Dept should be told that the intention is to use the compensation amount to pay for the plot to be given in exchange. Coll. had any particulars of that plot, whether it belongs to Govt or private owner & what its value is. Presumably it belongs to Govt & the compensation will be credited to Govt as land value for the new plot. Coll. should be asked to report in detail.

22.8.43

Surely the Coll. should

23-8-43 Dept.

Dept. 7

ADDITIONAL p 13 below

DEVELOPMENT DEPARTMENT

Dev No 1906 Dt/ 43-2

ASST. SECRETARY TO GOVERNMENT

20 AUG 1943

FINANCE DEPARTMENT

25432 Land B.

Fin D.O. 25432 Land B

Sub: Industries - Sericulture - Electrification of Silk Farm at Kollegal - Power supply point - Location - Removal of burial ground in the vicinity of the factory - Acquisition of S. No 883 A Kollegal village. - Permitted.

(V) Read again G.O. No 1813 Dev d 12.8.43.

Order No Ms 1911 Dev d 19.8.43

(V) In modification of the orders issued in G.O. No 1813 Dev d 12.8.43, the Govt direct that the extent ~~plot in~~ S. No 883 A - Dry in the Kollegal village, Coimbatore Dt shall be acquired for the use of the Govt Silk Filature Factory, Kollegal.

Order in Ms II Dept.

The D.I.S.E is requested to arrange with the Collector of Coimbatore to complete the acquisition proceedings as expeditiously as possible.

2. Necessary proposals for meeting the expenditure on account of the payment of compensation for the land acquired should be submitted to the Govt in due course for sanction.

To the DISE ✓ Dy No 19/8/43
.. A.G. (Thro Fin) ✓
.. Collr of Coimbatore ✓
.. S.W.H. ✓
CE(E)/Proc Thro Fin Dev 19.8.43 Dy No 19/8/43

14

(ii) where the grant of the licence or lease has been cancelled by a competent authority.

(By order of His Excellency the Governor)

L. J. MACIVER,
Secretary to Government.

To the Commissioner, Bezwada Municipality, through the Chairman, Municipal Council.
,, all other Executive Authorities of Municipalities, through the Chairmen of Municipal Councils.
,, all Collectors (except Collector of Madras).
,, the Board of Revenue.
,, the Inspector of Municipal Councils and Local Boards.
,, the Examiner of Local Fund Accounts.
,, the Revenue Department (with a copy of notes).
,, the Education and Public Health Department.

Dev. Dept

Memo. 24608 DI/43-2, 16.9.43.

Sub: Industries - Sericulture - Electrification of Silk Filature at Kollegal - Bulk Supply point - Location - Removal of Burning & Burial Ground - Acquisition of land (ii) From the Collector of Coimbatore, Reg c 3 No 5794/43 d 9843.

Encl 2 of (W) Ref: G.O. MS 1911 Dev 3/19-8-43.

p 13 of (W)

The Collector of Coimbatore is informed that, if any Govt. land is alienated to the Panchayat Board, Kollegal for use as a burial ground in place of the existing burial ground acquired ~~for the Govt Silk Filature factory, as directed in the~~ G.O. cited, the land value of the land to be alienated should be fixed and Collected, from out of the Compensation awarded to the Panchayat Board.

p 13 of (W)

or

A Govt report of the land value fixed and Collected should be submitted to Govt. in due Course

15/9/43

16/9/43

To The Coll. of Coimbatore 16.9.43 ✓ 2050 Dr. 17/9/43.
" DI & C. ✓

14/9/43

Government of Madras

PUBLIC (SERVICES) DEPARTMENT

G.O. No. 646, 20th April 1939

Public Services—Subordinate Services—Scheduled Classes—Age concession—Extension to candidates holding degrees of any recognized University—General rule 5 (*c*) (ii)—Amended.

READ—the following papers :—

G.O. No. 947, Public (Services), dated 10th September 1934.

G.O. No. 486, Public (Services), dated 20th March 1939 (amendment last issued).

Order—No. 646, Public (Services), dated 20th April 1939.

The following notification will be published in the *Fort St. George Gazette*:—

NOTIFICATION.

In exercise of the powers conferred by paragraph (*b*) of sub-section (2) of section 241 of the Government of India Act, 1935, His Excellency the Governor of Madras is hereby pleased to make the following amendments to the general rules for the Subordinate Services publishedl with Public (Services) Department Notification No. 206, dated the 10th September 1934, at pages 1682 to 1694 of Part I of the *Fort St. George Gazette*, dated the 18th September 1934, as subsequently amended.

The amendments hereby made shall be deemed to have been made and to have come into force on and from the 2nd February 1939.

AMENDMENTS.

I

In rule 5 of the said rules—

(1) in clauses (ii) and (iii) of sub-rule (*a*), for the words "in consultation with them," the words "in consultation with it" shall be substituted; and

(2) for clause (ii) of sub-rule (*c*), the following clause shall be substituted, namely:—

"(ii) to the appointment to a post included in a service of a candidate belonging to any of the Scheduled Classes who holds a degree of the University of Madras or any other degree recognized as being equivalent to a degree of the said University,

(A) by the Commission in cases where the appointment has to be made in consultation with it, and

(B) by the Provincial Government or by the appointing authority with the approval of Provincial Government, in other cases

if the degree he holds is not lower than the degree, if any, prescribed in the special rules for appointment to such post and if he is otherwise qualified for appointment."

II

In sub-clause (1) of clause (ii) of sub-rule (*a*) of rule 6 of the said rules, for the words "in consultation with them," the words "in consultation with it" shall be substituted.

(By order of His Excellency the Governor)

G. T. BOAG,
Chief Secretary.

To the Madras Public Service Commission (with C.L.).
" all Heads of Departments including Collectors and District Judges.
" the Legal Department.
" other Departments of the Secretariat (all sections).
" the Superintendent, Government Press, for publication in the *Fort St. George Gazette* and issue of correction slip to Volume II of the Madras Services Manual.
" the Accountant-General.

Development Department.

(W) Extract of notes of Finance Dept. from G.O.No.1911 Dev. dated 19-8-1943 regarding the acquisition of land in Kollegal village for the use of the Govt. Silk Filature Factory, Kollegal.

For original pl on p 12 of (W)

G.O 1911 Dev 19 8 43.

~~Development~~ Development notes from page 10 ~~above~~ of (W), the orders in circulation on page 11 ~~above~~ (W) and the G.O. at page 13 ~~above~~ (W) may be perused and the case returned to Devt.

F.A.
22-8-43

Surely the Collector should be told that the intention is to use the compensation amount to pay for the plot to be given in exchange. I do not find any particulars of that plot, whether it belongs to Govt or to a private owner and what its value is. Presumably, it belongs to Govt. and the Compensation will be credited to Govt. as land value for the new plot. Collector should be asked to report in detail.

K

Dev CNo 24608 P1/43
25 8 43

D.W.D.
23-8-43

Devt.

Fin. U.O.25432 Accts.B-1
23-8-43.

Dev. Dept

To Addl C.S.

With reference to the notes of the Rev. Deptt at pp. 9 of G.O. No. 1911 Dev dt 19 8 43, put up at (W), it was not considered feasible, under 350 26 A. to obtain the plot in question in exchange. (W) The Govt therefore decided to acquire the plot outright under the L. A. Act, and orders were accordingly issued in G.O. No 1911 Dev dt 19 8 43. The Kollegal Panchayat Board has also been asked separately to take action under Sec 146 of the M. L. B. Act, 1920 for removing the burial and burning ground elsewhere. The Govt will be able to acquire an indefeasible title over the land on the completion of the acquisition proceedings and the question of exchange practically considered is no longer

p 13 (W)

Vide memo at pp 29-30 of (V) A separate part

G.O 1911 Dev. 19 8 43.

2

live issue. In the circumstances, it is for consideration whether instructions should be issued to the Collector of Coimbatore, as suggested by Rev. Secy.

Under the Circumstances it does not seem necessary to issue any instructions to the Collr.

27/8/43 S.

Finance (Accounts) Br, Dis

Previous Finance note (at R on p. 1 above) In the circumstances now stated by Dept. Finance may agree with the view at A above. In the note on p. 11 of Govt. No. 1911 Dev. dt. 19-8-43, Dev. Dept. did not refer to the instructions at A on p. 1 above that had already been issued to the Kollegal Panchayat Board.

As the Panchayat Board ... Accts. Officer ... to take another site in exchange ... it was only a ... difficulty that stood in the way, I would suggest that the ... be told that, if Govt. land is alienated to the Panchayat Board ... use in place of the burning & burial ground under acquisition ... and value to the extent of the compensation should be fixed ... collected. Rev. may be consulted. Dept.

Dev. Dept.

To Addl. Rs.

As above: Revenue may see the case for advice whether any further instructions to the Collector of Coimbatore are necessary

Rev. Dept.

To Rs.

The notes from page 1 onwards may be read.

A

1 (Not p 24) Under B.S.O. 24(1), a grant of State land to a local body for unremunerative public purposes will ordinarily be allowed free of any initial charge for the occupancy rights if the land had been previously acquired at the expense of the Govt and in cases of grants to local bodies for remunerative public purposes, the question of collecting the market value of the land will have to be considered. In the present case, the land is required for purposes of a burial and burning ground, an unremunerative public purpose. Ordinarily no market value need be collected. But in the present case, the land that is being used as a burial and burning ground (which belongs to the Pt. Bd) is being acquired by Govt and compensation will be paid for the land. So it seems reasonable that the if Govt. land is alienated to the Pt. Bd. the market value of the land, at least amounting to the compensation amount paid by the Govt, would be fixed and collected. If the value of the land to be alienated exceeds the compensation amount, the excess amount may be waived taking into consideration the fact that the land is for an unremunerative public purpose. This dept. may agree to the Collr. being instructed as in Finance Secy's note at M on p. 2 ante.

9.9.43. 11.9.43 13.9.43.

To Addl. U.S.

Dev. Dept

A Draft memo is submitted for approval, with reference to Finance Secy's note at M on p2 ante and Revenue's note at X above. The memo may see after issue of the memo.

Rev. W.O. 3409 P/43-1
13.9.43

2775?

Rev. W.O. 24608 DI/43-3
15.9.43

14/9/43 14.9.43

15/9/43 16/9/43

Issued as memo 24608 DI/43-2 (16.9.43 (Calls 6 mo)

(Previous Finance note on page 2 above) — Finance (Sects B)

The Revenue Department's note from the foot of page 2 above and the draft memo. below may be perused.

CF 21.9.43 DD 22.9.43

hy 23-9-43

Finance No. 29592 Sects B/1
AS I 23.9.43

Dev Dept

To addl. 205.

(Previous Dev. note at the foot of the last page.) No accn is called for.

The papers may now be forwarded with G.O. 191(RS)3/19.8.43

Ue 24/9/43 VDM 24.9.43

25/9/43

ADDITIONAL UNDER SECRETARY TO GOVERNMENT
DEVELOPMENT DEPARTMENT
24 SEP 1943

29561